

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

F052969 People v. Topete

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F052969 People v. Topete

The judgment is vacated and the matter remanded to the trial court for further proceedings consistent with this opinion. Topete shall have 30 days from the issuance of a remittitur in this matter to request a hearing for the court to take evidence on the reason Deputy Magana stopped the vehicle in which Topete was a passenger. If Topete fails to request a hearing within the time allotted or if after the hearing the court concludes Deputy Magana had a lawful basis for stopping the vehicle in which Topete was a passenger, the court shall reinstate the judgment. However, if after the hearing the court concludes the deputy did not have a legal basis for stopping the vehicle, the court shall dismiss the information.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F056010 Bush et al., v. Sawyer's Heating and Air Conditioning, Inc. et al.,

Appellant having failed to deposit the statutory filing fee of \$655.00 as required by rule 8.100(b)(1), California Rules of Court, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

F053439 Canyons, LLC et al., v. City of Bakersfield

The judgment is affirmed. Vartabedian, Acting P.J.

We concur: Gomes, J.; Hill, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F054215 In re R.M., a Minor

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

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F054215 In re R. M., a Minor

The court's restitution order is reversed and the matter remanded to the juvenile court for a restitution hearing. In all other respects, the judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F054699 In re D. V., a Minor

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F054699 In re D. V., a Minor

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F055674 Golden Empire Construction Co., Inc. v. Bertolucci

No brief having been filed by appellant after notice duly given under rule 8.220(a)(1) of the California Rules of Court, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.